

UNITED STATES COURT OF APPEALS  
FOR THE THIRD CIRCUIT

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No. 21-1147

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CITY OF WARREN POLICE AND FIRE RETIREMENT SYSTEM,  
Individually and on behalf of all others similarly situated,  
Appellant

v.

PRUDENTIAL FINANCIAL, INC.; CHARLES F. LOWREY; KENNETH Y. TANJI;  
ROBERT M. FALZON

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On Appeal from the United States District Court  
for the District of New Jersey  
(D.C. No. 2-19-cv-20839)  
District Judge: Honorable Stanley R. Chesler

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Argued: October 27, 2021

Before: GREENAWAY, JR., KRAUSE, and PHIPPS, *Circuit Judges*.

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JUDGMENT

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This cause came to be considered on the record on appeal from the United States District Court for the District of New Jersey and was argued on October 27, 2021. On consideration whereof, it is now hereby

ORDERED and ADJUDGED that the judgment of the District Court entered on December 29, 2020, is AFFIRMED in part and VACATED in part, and this case is

REMANDED to the District Court for proceedings consistent with this opinion. Each party shall bear its own costs for the appeal. The Court will not retain jurisdiction.

ATTEST:

Patricia S. Dodszuweit  
Clerk

Dated: June 13, 2023